

CIVIL RIGHTS COMMISSION[161]

Adopted and Filed

Pursuant to the authority of Iowa Code section 216.5, the Iowa Civil Rights Commission hereby amends Chapter 3, "Complaint Process," Chapter 6, "Discrimination in Credit," Chapter 9, "Discrimination in Housing," and Chapter 10, "Discrimination in Public Accommodation," Iowa Administrative Code.

These chapters address the complaint process and discrimination in housing, credit and public accommodation before the Commission. These amendments modify the rules to conform to 2008 legislative changes by implementing changes in policy governing the deadline for filing a complaint with the Commission. The amendments also modify rules to conform to 2007 legislative changes by including sexual orientation and gender identity in existing rules on covered bases.

Notice of Intended Action for these amendments was published in the March 10, 2010, Iowa Administrative Bulletin as **ARC 8573B**. A public hearing was held on April 6, 2010. No one attended the hearing, and no written or oral comments were received. These amendments are identical to those published under Notice of Intended Action.

These amendments were adopted by the Iowa Civil Rights Commission on April 15, 2010.

These amendments are intended to implement Iowa Code section 216.5.

These amendments will become effective on June 9, 2010.

The following amendments are adopted.

ITEM 1. Amend subrule 3.3(1) as follows:

3.3(1) Limitation. The complaint shall be filed within the ~~480~~ 300 days after the occurrence of an alleged unlawful practice or act.

ITEM 2. Amend subrule 6.2(1) as follows:

6.2(1) The criteria used to evaluate applicants for credit and the standards necessary to be met by the successful applicants shall be the same regardless of the age, color, creed, national origin, race, religion, marital status, sexual orientation, gender identity, sex or physical disability of the applicant.

ITEM 3. Amend subrule 9.5(2) as follows:

9.5(2) Time limit for administrative complaint. A complaint which alleges a discriminatory housing or real estate practice is governed by the ~~480~~ 300-day time limit provided in 2009 Iowa Code Supplement section 216.15(~~42~~ 13).

ITEM 4. Amend rule 161—10.2(216), introductory paragraph, as follows:

161—10.2(216) Discrimination prohibited. No person shall be discriminated against on the basis of race, creed, color, sex, sexual orientation, gender identity, national origin, religion or disability by any public accommodation by:

[Filed 4/16/10, effective 6/9/10]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 5/5/10.